

Michael I. Goldberg (MG 0869)
AKERMAN, LLP
 Las Olas Centre II, Suite 1600
 350 East Las Olas Boulevard
 Fort Lauderdale, FL 33301-2229
 Phone: (954) 463-2700/ Fax: (954) 463-2224

Attorneys for the Mittlemann Family Foundation

**UNITED STATES BANKRUPTCY COURT
 SOUTHERN DISTRICT OF NEW YORK**

-----X	:	
SECURITIES INVESTOR PROTECTION	:	
CORPORATION,	:	
	:	
Plaintiff-Applicant,	:	Adv. Pro. No. 08-01789 (BRL)
	:	
- against -	:	SIPA LIQUIDATION
	:	
BERNARD L. MADOFF INVESTMENT	:	(Substantively Consolidated)
SECURITIES LLC,	:	
	:	
Defendant.	:	
-----X	:	
In re:	:	
	:	
BERNARD L. MADOFF,	:	
	:	
Debtor.	:	
-----X	:	
IRVING H. PICARD, Trustee for the Liquidation	:	
of Bernard L. Madoff Investment Securities LLC,	:	
	:	
Plaintiff,	:	
	:	
- against - :	:	Adv. Pro. No. 10-04638 (SMB)
	:	
THE MITTLEMANN FAMILY FOUNDATION,	:	
	:	
Defendant.	:	
-----X	:	

NOTICE OF RENEWED MOTION TO DISMISS

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Renewed Motion to Dismiss the Complaint, all prior papers and proceedings herein, and on such other and further arguments as may be presented prior to and at the hearing on the

motions, the Defendant, by and through undersigned counsel, will move to dismiss the complaint filed in this instant adversary proceeding pursuant to Rule 12(b) of the Federal Rules of Civil Procedure made applicable by Rule 7012 of the Federal Rules of Bankruptcy Procedure, before the Honorable Stuart M. Bernstein, United States Bankruptcy Judge, at the United States Bankruptcy Court, One Bowling Green, New York, New York 10004 at hearing to be held on the motion at a date to be determined by the Bankruptcy Judge in accordance with the procedures applicable to adversary proceedings.

PLEASE TAKE FURTHER NOTICE that the motion will be subject to further submissions on a schedule to be determined by the Court.

Dated: September 22, 2014
New York, New York

AKERMAN, LLP

By: /s/ Michael I. Goldberg
Michael I. Goldberg (MG 0869)
Email: michael.goldberg@akerman.com
Las Olas Centre II, Suite 1600
350 East Las Olas Boulevard
Fort Lauderdale, FL 33301-2229
Phone: (954) 463-2700
Fax: (954) 463-2224

Counsel for the Mittlemann Family Foundation